

**BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554**

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Federal Communications Commission  
Office of the Secretary

In the Matter of	)	
	)	
<b>MARITIME COMMUNICATIONS/LAND</b>	)	EB Docket No. 11-71
<b>MOBILE, LLC</b>	)	File No. EB-09-IH-1751
	)	FRN: 0013587779
Participant in Auction No. 61 and Licensee of	)	
Various Authorizations in the Wireless Radio	)	
Services	)	
	)	
Applicant for Modification of Various	)	Application File Nos. 0004030479,
Authorizations in the Wireless Radio Services	)	0004144435, 0004193028, 0004193328,
	)	0004354053, 0004309872, 0004310060,
Applicant with <b>ENCANA OIL AND GAS (USA),</b>	)	0004314903, 0004315013, 0004430505,
<b>INC.; DUQUESNE LIGHT COMPANY; DCP</b>	)	0004417199, 0004419431, 0004422320,
<b>MIDSTREAM, LP; JACKSON COUNTY</b>	)	0004422329, 0004507921, 0004153701,
<b>RURAL MEMBERSHIP ELECTRIC</b>	)	0004526264, 0004636537,
<b>COOPERATIVE; PUGET SOUND ENERGY,</b>	)	and 0004604962
<b>INC.; ENBRIDGE ENERGY COMPANY,</b>	)	
<b>INC.; INTERSTATE POWER AND LIGHT</b>	)	
<b>COMPANY; WISCONSIN POWER AND</b>	)	
<b>LIGHT COMPANY; DIXIE ELECTRIC</b>	)	
<b>MEMBERSHIP CORPORATION, INC.;</b>	)	
<b>ATLAS PIPELINE – MID CONTINENT,</b>	)	
<b>LLC; DENTON COUNTY ELECTRIC</b>	)	
<b>COOPERATIVE, INC., DBA COSERV</b>	)	
<b>ELECTRIC; AND SOUTHERN CALIFORNIA</b>	)	
<b>REGIONAL RAIL AUTHORITY</b>	)	

To: Office of the Secretary  
Attn: The Honorable Richard L. Sippel  
Presiding Judge

**ANSWERS OF PUGET SOUND ENERGY, INC.  
TO THE ENFORCEMENT BUREAU'S INTERROGATORIES  
PURSUANT TO ORDER, FCC 14M-22**

Puget Sound Energy, Inc. ("PSE"), for its responses to the Enforcement Bureau's  
("Bureau") interrogatories pursuant to *Order*, FCC 14M-22, states as follows:

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### **GENERAL OBJECTIONS**

PSE herein endeavors to respond to the Bureau's Interrogatories as fully and completely as possible and to the best of its information and belief. For the sole purpose of preserving its rights in this proceeding, PSE states that its responses are subject to, qualified by, and limited by the following General Objections which apply to each specific interrogatory as if incorporated and set out in full in response to each.

1. PSE generally objects to each interrogatory to the extent it requires PSE to provide information not within its possession, custody, control, or present knowledge.
2. PSE generally objects to the interrogatories to the extent that they are overly broad, unduly burdensome, and seek discovery of information that is not relevant to any claim raised by the Bureau.
3. PSE generally objects to the Bureau's interrogatories to the extent that they seek information or production of documents protected by the attorney-client privilege, the work product doctrine, the party communication privilege, or any other legally recognized privilege, immunity, or doctrine.
4. PSE generally objects to the Bureau's interrogatories to the extent that they seek information or documents protected from disclosure by a third party confidentiality agreement, statute, regulation, administrative order, or case law.
5. PSE generally objects to the Bureau's interrogatories insofar as they seek confidential and/or proprietary information. To the extent not otherwise objectionable or containing trade secrets, PSE will respond or produce documents or other materials which contain confidential and/or proprietary information consistent with the Protective Order governing use of such documents and information as approved by the Administrative Law Judge.

### **SPECIFIC RESPONSES TO INTERROGATORIES**

PSE submits these responses without prejudice to PSE's right to object to further discovery and reserves the right to supplement any response herein at any time.

*1. Organizing your response by Licensed Facility, explain whether each of the Licensed Facilities set forth below are currently operating or being used to provide maritime and/or land mobile communications services.*

**ANSWER:** Subject to and without waiving the above general objections, PSE responds as follows:

<b>Call Sign</b>	<b>Location</b>	<b>Is the Licensed Facility Currently Operating?</b>	<b>Is the Licensed Facility Being Used to Provide Maritime and/or Land Mobile Communications Services?</b>
KAE889	4	See Note 1, below	See Note 3, below
KAE889	20	See Notes 1 & 2, below	See Note 3, below
KAE889	30	See Notes 1 & 2, below	See Note 3, below
KAE889	34	See Notes 1 & 2, below	See Note 3, below
KAE889	48	See Notes 1 & 2, below	See Note 3, below

**Note 1:** PSE has not inspected the Licensed Facility since August 2010, as was described in the August 29, 2012, "Answers of Puget Sound Energy, Inc. to the Enforcement Bureau's First Set of Interrogatories." PSE therefore lacks sufficient information to state definitively whether the Licensed Facility is currently operating.

**Note 2:** PSE has occasionally detected interference to its land mobile radio system operating on AMTS spectrum at locations within the interference range of this Licensed Facility. This leads PSE to believe that the Licensed Facility might be operating and transmitting on at least an occasional basis. As explained more fully in response to Item 9, below, PSE recently



alerted Maritime to this interference so that Maritime could adjust its operations to avoid causing further interference to PSE's system. Maritime acknowledged that the Licensed Facility is probably transmitting station identification information on a periodic basis, similar to what representatives of PSE observed when they visited the Licensed Facility in August 2010.

Note 3: PSE lacks sufficient information to state definitively whether the Licensed Facility is being used to provide Maritime and/or Land Mobile Communications Service.

2. *Organizing your response by Licensed Facility, explain whether PSE is operating any of the Licensed Facilities set forth below or using them to provide maritime and/or land mobile communications services, and if not, explain why not.*

ANSWER: Subject to and without waiving the above general objections, PSE responds as follows:

Call Sign	Location	Is PSE Operating the Licensed Facility?	Is PSE Using the Licensed Facility to Provide Maritime and/or Land Mobile Communications Services, and if Not, Why Not
KAE889	4	No	No. See Response to Item 4, below.
KAE889	20	No	No. See Response to Item 4, below.
KAE889	30	No	No. See Response to Item 4, below.
KAE889	34	No	No. See Response to Item 4, below.
KAE889	48	No	No. See Response to Item 4, below.

3. *Organizing your response by Licensed Facility, explain whether PSE has ever operated the Licensed Facilities set forth below or used them to provide maritime and/or land mobile communications services, and if so, the time period(s) of any such operations.*

ANSWER: Subject to and without waiving the above and general objections, PSE responds as follows:

<b>Call Sign</b>	<b>Location</b>	<b>Has PSE Ever Operated the Licensed Facility or Used It to Provide Maritime and/or Land Mobile Communications Services and the Time Period(s) of Any Such Operations?</b>
KAE889	4	No
KAE889	20	No
KAE889	30	No
KAE889	34	No
KAE889	48	No

4. *Explain PSE's decision not to operate the Licensed Facilities set forth below or use them to provide maritime and/or land mobile communications services but instead to operate only at Fill-In Sites.*

ANSWER: Subject to and without waiving the above and general objections, PSE responds as follows:

<b>Call Sign</b>	<b>Location</b>	<b>Explanation of PSE's Decision Not to Operate the Licensed Facility or Use It to Provide Maritime and/or Land Mobile Communications Services But Instead to Operate only at Fill-In Sites.</b>
KAE889	4	See Notes 1 & 2, below.
KAE889	20	See Notes 1 & 2, below.
KAE889	30	See Note 1, below.
KAE889	34	See Note 1, below.
KAE889	48	See Note 1, below.

Note 1: PSE has constructed a wide-area private land mobile communications network that PSE uses for internal communications among its employees and contractors who are responsible for building, maintaining and repairing the facilities used for PSE's generation, transmission and distribution of electric power to the public and for the transmission and distribution of natural gas to the public. Further information about PSE's private land mobile communications network was provided in the "Reply of Puget Sound Energy to 'Havens

Response to the Joint Response of the Enforcement Bureau & Maritime to Order, FCC 14M-9,”  
filed on April 24, 2014, in this proceeding.

All of the base station transmitter sites used in PSE’s land mobile network are within the license area boundaries of geographic AMTS licenses (Call Signs WQMZ553 and WQMZ554) that PSE acquired in 2010 from Enviromental LLC and Skybridge Spectrum Foundation through license partitioning and disaggregation in FCC File Nos. 0004258631 and 0004258642, respectively.

PSE’s radio network design is based on use of transmitter sites operating at relatively low power (generally less than 20 watts ERP) and low antenna sites, both to improve frequency reuse and to minimize the potential for interference to reception of broadcast signals on television channels 10 and 13, as required by Section 80.215(h) of the FCC’s Rules. A number of PSE’s transmitter sites operating under its geographic licenses also fall within, or have signal contours that overlap, the signal contour of the Licensed Facility. Because of PSE’s need to build and operate stations in the vicinity of the Licensed Facility, PSE entered an Asset Purchase Agreement and a related Spectrum Manager Lease Agreement with Maritime in May 2010. The Spectrum Manager Lease Agreement allows PSE to install transmitter sites within, or to extend its signals into, areas that PSE would otherwise be required to protect from interference pursuant to Section 80.385(b) of the FCC’s Rules.

PSE’s current network design does not require operation of base station facilities at the Licensed Facility, but PSE has not ruled out the possibility of installing transmitting equipment at the Licensed Facility if necessary to improve coverage to certain areas, as a back-up transmitter site for disaster recovery or emergency coverage in the event other stations in PSE’s network are inoperable, or for some other purpose. If and when PSE is granted FCC consent to



take assignment of the license for the Licensed Facility PSE will ensure that license is maintained in compliance with the FCC's Rules.

Note 2: Maritime's authorized signal contours from the Licensed Facility extend beyond the license area boundaries of PSE's geographic AMTS licenses under Call Signs WQMZ553 and WQMZ554. Therefore, and by virtue of PSE's Spectrum Manager Lease Agreement with Maritime, PSE is able to extend its signal contours outside the license area boundary of PSE's geographic AMTS licenses to the extent of Maritime's authorized signal contours from the Licensed Facility and subject to the technical limitations specified in the Spectrum Manager Lease Agreement.

5. *Organizing your response by Licensed Facility, describe any steps PSE has taken or is currently taking or is planning to take to resume operations at any of the Licensed Facilities set forth below.*

ANSWER: Subject to and without waiving the above and general objections, PSE responds as follows:

Call Sign	Location	Description of Any Steps PSE Has Taken or Is Currently Taking or is Planning to Take to Resume Operations at the Licensed Facility
KAE889	4	See Note 1, below
KAE889	20	See Note 1, below
KAE889	30	See Note 1, below
KAE889	34	See Note 1, below
KAE889	48	See Note 1, below

Note 1: PSE has taken no steps, and has no definite plans, to operate transmitters on AMTS frequencies at the Licensed Facility. See also response to Item 4, above.

6. *Organizing your response by Licensed Facility, describe any steps PSE is aware of that any other entity or individual, including but not limited to Maritime or Choctaw, has taken or is currently taking or is planning to take to resume operations at any of the Licensed Facilities set forth below.*

ANSWER: Subject to and without waiving the above and general objections, PSE responds as follows:

Call Sign	Location	Description of Any Steps PSE Is Aware of That Any Other Entity or Individual, Including But Not Limited to Maritime or Choctaw, Has Taken or is Currently Taking or is Planning to Take to Resume Operations at the Licensed Facility
KAE889	4	See Note 1, below
KAE889	20	See Note 1, below
KAE889	30	See Note 1, below
KAE889	34	See Note 1, below
KAE889	48	See Note 1, below

Note 1: PSE understands that Maritime continues to maintain transmitting equipment at the Licensed Facility that it could use to resume full operations if for some reason PSE and Maritime terminate their agreements for PSE's lease and purchase of Maritime's spectrum. PSE's understanding is based on a visit to each Licensed Facility by representatives of PSE in August 2010 (previously described in the "Answers of Puget Sound Energy, Inc. to the Enforcement Bureau's First Set of Interrogatories," filed August 29, 2012), and on information Maritime submitted in this proceeding confirming that it did not remove equipment from the Licensed Facility or discontinue electric supply to its equipment at the Licensed Facility. (See, e.g., "Joint Motion of Enforcement Bureau and Maritime for Summary Decision on Issue G," filed December 2, 2013, at pp. 15-16, and prior filings by Maritime cited in footnotes 72 and 73 of that Joint Motion). PSE also believes Maritime maintains equipment at the Licensed Facility



because of interference into PSE's operations that PSE believes may be have been caused by transmissions from the Licensed Facility. See response to Item 9, below.

7. *Organizing your response by Licensed Facility, for each of the Licensed Facilities set forth below, identify the individual at PSE who is most knowledgeable as to why PSE is not operating the Licensed Facilities set forth below or using them to provide maritime and/or land mobile communications services.*

ANSWER: Subject to and without waiving the above and general objections, PSE responds as follows:

Call Sign	Location	The Individual at PSE Who is Most Knowledgeable as to Why PSE is Not Operating the Licensed Facility or Using It to Provide Maritime and/or Land Mobile Communications Services
KAE889	4	See Note 1, below
KAE889	20	See Note 1, below
KAE889	30	See Note 1, below
KAE889	34	See Note 1, below
KAE889	48	See Note 1, below

Note 1: Jiri Sykora, Senior Radio Engineer, Puget Sound Energy, 9515 Willows Road NE, Redmond, WA 98052. Telephone: 425-867-7335.

8. *Organizing your response by Licensed Facility, for each of the Licensed Facilities set forth below, identify the individual at PSE who is most knowledgeable concerning any current and/or future operations of the Licensed Facilities, and provide a detailed description of that individual's knowledge and the basis for such knowledge.*

ANSWER: Subject to and without waiving the above and general objections, PSE responds as follows:

<b>Call Sign</b>	<b>Location</b>	<b>The Individual at PSE Who is Most Knowledgeable Concerning Any Current and/or Future Operations of the Licensed Facility</b>	<b>A Detailed Description of That Individual's Knowledge and the Basis for Such Knowledge</b>
KAE889	4	See Note 1, below.	See Note 1, below.
KAE889	20	See Note 1, below.	See Note 1, below.
KAE889	30	See Note 1, below.	See Note 1, below.
KAE889	34	See Note 1, below.	See Note 1, below.
KAE889	48	See Note 1, below.	See Note 1, below.

Note 1: The individual at PSE who is most knowledgeable concerning possible future operations of the Licensed Facility is Charlie Seese, Manager of Telecommunications Services, Puget Sound Energy, 9515 Willows Road NE, Redmond, WA 98052. Telephone 425-867-7305. Mr. Seese had management responsibility for the design and implementation of PSE's private land mobile radio system on AMTS spectrum over the period of approximately 2009 to 2013. Mr. Seese will continue to be involved as network architect for PSE's radio system and will have a decision-making role in future modifications of or enhancements to the system architecture, including issues such as how PSE will use the Licensed Facility after PSE takes assignment of the license for the Licensed Facility.

Jiri Sykora, Senior Radio Engineer at PSE, was also involved in system design and implementation over that same time period and continues to have ongoing responsibility for operation and maintenance of PSE's radio system. See the response to Item 7 for Mr. Sykora's contact information.

9. *Describe any conversation you have had with Maritime or Choctaw concerning the current and/or future operations of the Licensed Facilities set forth below, including but not limited to, the name of the individual(s) at Maritime and/or Choctaw who participated in any such conversation and the date(s) any such conversation(s) occurred.*

ANSWER: Subject to and without waiving the above and general objections, PSE

responds as follows:

<b>Call Sign</b>	<b>Location</b>	<b>Description of Any Conversation PSE had with Maritime or Choctaw Concerning the Current and/or Future Operations of the Licensed Facility</b>	<b>Name of the Individual(s) at Maritime and/or Choctaw Who Participated in Any Such Conversation</b>	<b>Date(s) any Such Conversation(s) Occurred</b>
KAE889	4	See Note 1, below	See Note 1, below	See Note 1, below
KAE889	20	See Notes 1 & 2, below	See Notes 1 & 2, below	See Notes 1 & 2, below
KAE889	30	See Notes 1 & 2, below	See Notes 1 & 2, below	See Notes 1 & 2, below
KAE889	34	See Notes 1 & 2, below	See Notes 1 & 2, below	See Notes 1 & 2, below
KAE889	48	See Notes 1 & 2, below	See Notes 1 & 2, below	See Notes 1 & 2, below

Note 1: Representatives of PSE met with representatives of Maritime in August 2010 concerning operation of the Licensed Facility, as previously reported by PSE in the “Answers of Puget Sound Energy, Inc. to the Enforcement Bureau’s First Set of Interrogatories,” filed August 29, 2012.

Note 2: Over the period of June 27 through July 9, 2014, emails were exchanged between Jiri Sykora, of PSE, and John Reardon, formerly of Maritime and now with Choctaw, concerning interference PSE was experiencing on its land mobile radio system. Mr. Sykora explained PSE’s belief that one or more of the Licensed Facilities in Washington state was the source of the interference. Mr. Sykora recommended that Maritime transmit on one particular frequency in the 217 MHz band to minimize potential for interference to PSE’s operations. Mr. Reardon responded that he would refer PSE’s concerns to Sandra DePriest, of Maritime. On July



9, 2014, Mr. Reardon reported to Mr. Sykora that Ms. DePriest agreed that the transmitting frequency at the Licensed Facilities in Washington state could be changed. Because of Maritime's financial situation Maritime asked if PSE could make the adjustments at the Licensed Facilities on Maritime's behalf and at its direction. Mr. Reardon recommended that PSE contact Tim Smith to arrange for PSE to have access to the Licensed Facilities. Mr. Sykora, Mr. Reardon, and Mr. Smith spoke by telephone on July 25, 2014, to discuss engineering details about the proposed frequency change. Mr. Reardon and Mr. Smith acknowledged to Mr. Sykora that the Licensed Facility is probably transmitting station identification information on a periodic basis, similar to what representatives of PSE observed when they visited the Licensed Facility in August 2010. As of the date of this response PSE has not scheduled a time to visit the Licensed Facility and make the change.

*10. Identify each individual who provided information that was used to respond to this set of interrogatories and for each such individual, the interrogatory or interrogatories to which his/her information was responsive.*

ANSWER: Subject to and without waiving the above and general objections, PSE responds as follows:

Except as to matters for which official notice may be taken, the information for all

responses was provided by Jiri Sykora. See the response to Item 7 for Mr. Sykora's contact information.

Respectfully submitted,

**PUGET SOUND ENERGY, INC.**

By: /s/ Jeffrey L. Sheldon  
Jeffrey L. Sheldon  
Levine, Blaszak, Block & Boothby, LLP  
2001 L Street, N.W., Suite 900  
Washington, DC 20036  
T: 202.857.2574  
F: 202.223.0833  
E: jsheldon@lb3law.com

*Its Attorney*

Dated: August 4, 2014

### DECLARATION

I, Jiri Sykora, state that I am Senior Radio Engineer for Puget Sound Energy, Inc.; that I have assisted in the preparation of and have reviewed the responses of Puget Sound Energy, Inc. to the Enforcement Bureau's Interrogatories, dated July 21, 2014, in EB Docket No. 11-71 before the Federal Communications Commission; that I am familiar with the factual matters addressed in said responses; and that except for those matters of which official notice may be taken, the factual assertions made in said responses are, to the best of my knowledge, information, and belief, true and accurate, and are made in good faith.

I hereby declare under penalty of perjury that the foregoing is true and correct.

Executed this 1<sup>st</sup> day of August, 2014.

  
Jiri Sykora



**CERTIFICATE OF SERVICE**

I, Michaelleen Terrana, do hereby certify that on this 4th day of August, 2014, a single copy (unless otherwise noted) of the foregoing "Answers of Puget Sound Energy, Inc. to the Enforcement Bureau's Interrogatories Pursuant to *Order*, FCC 14M-22," was delivered to the following by electronic mail and first-class United States mail, postage prepaid, unless otherwise indicated:

Marlene H. Dortch (hand delivery) (ORIGINAL PLUS 3 COPIES)  
Secretary  
Federal Communications Commission  
445 12th Street, S.W., Room TW-A325  
Washington, D.C. 20554

Hon. Richard L. Sippel (by hand)  
Chief Administrative Law Judge  
Federal Communications Commission  
445 12th Street, S.W., Room 1C768  
Washington, DC 20554

Austin K. Randazzo (e-mail only)  
Attorney-Advisor/Law Clerk  
Office of Administrative Law Judges  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, DC 20554

Travis LeBlanc, Chief  
Pamela S. Kane  
Enforcement Bureau  
Investigations and Hearings Division  
Federal Communications Commission  
445 12th Street, S.W., Room 4-C330  
Washington, DC 20554

Sandra DePriest  
Maritime Communications/Land Mobile LLC  
218 North Lee Street  
Suite 318  
Alexandria, Virginia 22314

Robert J. Keller  
Law Offices of Robert J. Keller., P.C.  
P.O. Box 33428  
Washington, D.C. 20033  
*Counsel for Maritime Communications/Land Mobile LLC*

Dennis C. Brown  
8124 Cooke Court  
Suite 201  
Manassas VA 20109  
*Counsel for Maritime Communications/Land Mobile LLC*

Jack Richards  
Wesley Wright  
Keller & Heckman LLP  
1001 G Street, N.W.  
Suite 500 West  
Washington, D.C. 20001  
*Counsel for Atlas Pipeline – Mid Continent LLC; DCP Midstream, LP; Enbridge Energy Co., Inc.; EnCana Oil and Gas (USA), Inc.; and Jackson County Rural Membership Electric Coop.*

Charles A. Zdebski  
Gerit F. Hull  
Eckert Seamans Cherin & Mellott, LLC  
1717 Pennsylvania Avenue, N.W.  
Washington, D.C. 20006  
*Counsel for Duquesne Light Co.*

Paul J. Feldman  
Harry F. Cole  
Fletcher, Heald & Hildreth, P.L.C.  
1300 N. 17<sup>th</sup> Street – 11<sup>th</sup> Floor  
Arlington, VA 22209  
*Counsel for Southern California Regional Rail Authority*

Matthew J. Plache  
Law Office of Matthew J. Plache  
5425 Wisconsin Avenue  
Suite 600, PMB 643  
Chevy Chase, MD 20815  
*Counsel for Pinnacle Wireless Corp.*

Albert J. Catalano  
Keller & Heckman LLP  
1001 G Street, N.W.  
Suite 500 West  
Washington, D.C. 20001  
*Counsel for Dixie Electric Membership Corp.*

Robert G. Kirk  
Wilkinson Barker Knauer, LLP  
2300 N Street, NW Suite 700  
Washington, DC 20037  
*Counsel for Choctaw Telecommunications, LLC and Choctaw Holdings, LLC*

James A. Stenger  
Chadbourne & Parke, LLP  
1200 New Hampshire Avenue, NW  
Washington, DC 20036  
*Counsel for Environmental LLC and Verde Systems, LLC*

Warren Havens  
2509 Stuart Street  
Berkeley, CA 94705

/s/ Michaelleen Terrana  
Michaelleen Terrana